

COPY OF PAPERS
ORIGINALLY FILED

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/945,123	09/01/2001	Du Castel	40.0048

26751
SCHLUMBERGER AUSTIN TECHNOLOGY CENTER
ATTN: PEHR B. JANSSON, INTELLECTUAL PROPERTY DEPT.
8311 NORTH FM 620
AUSTIN, TX 78726

CONFIRMATION NO. 2062
FORMALITIES LETTER

'OC000000006858923'

Date Mailed: 10/05/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$432.
 - \$432 for 24 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1272.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEApplicant: **Leydier, et al.**Serial No.: **09/945123**Filed: **August 31, 2001**For: **Voice Activated Smart Card**

§ Group Art Unit: **COPY OF PAPERS 2131**
 § ORIGINALLY FILED

§ Examiner: **Unknown**

§ Attorney Docket: **40.0048**

§ I, the undersigned Joseph P. Lally, hereby certify that I am depositing or
 § that I have a reasonable basis to expect another to deposit this correspondence
 § on or before the date indicated below with the US Postal Service with
 § sufficient postage as first class mail in an envelope addressed to: Box
 § MISSING PARTS, Assistant Commissioner for Patents, Washington, D.C.
 § 20231.

§ December 5, 2001
 § Date

Signature

RESPONSE TO NOTICE TO FILE MISSING PARTS**BOX MISSING PARTS**Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Missing Parts dated October 5, 2001 (the "Notice") in the above referenced patent application, Applicants hereby submit the enclosed Declaration, Election and Power of Attorney, and Assignment and Recordation Cover Sheet, with a copy of the Notice. A check made payable to the Commissioner of Patents and Trademarks in the amount of \$1,312.00 is also enclosed. If for any reason the check is missing or insufficient to cover the fees associated with this response, the Commissioner is authorized to charge any additional fees which may be required, or credit any overpayment, to Dewan & Lally, L.L.P. Deposit Account No. 50-0335/SCH.5101. Two copies of this sheet are enclosed.

Assistant Commissioner for Patents
December 5, 2001
Page 2 of 2

Serial No. 09/945123
Art Unit: 2131
Atty Docket: 40.0048

If any questions arise during the processing of this request, the undersigned would welcome and encourage the opportunity to resolve the issue with a telephone conference. Your assistance in this matter is greatly appreciated.

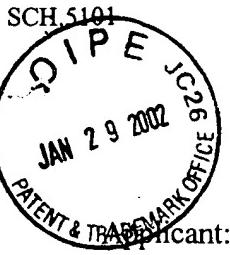
Respectfully submitted,



Joseph P. Lally
Reg. No. 38,947
ATTORNEY FOR APPLICANT(S)

DEWAN & LALLY, L.L.P.
P.O. Box 684749
Austin, Texas 78768-4749
512.428.9870
512.428.9871 (FAX)

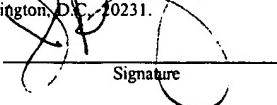
JPL/mmm



COPY OF PAPER
ORIGINALLY FILED

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: **Leydier, et al.** § Group Art Unit: **2131**
Serial No.: **09/945123** § Examiner: **Unknown**
Filed: **August 31, 2001** § Attorney Docket: **40.0048**
For: **Voice Activated Smart Card** §
§ I, the undersigned Joseph P. Lally, hereby certify that I am depositing or
§ that I have a reasonable basis to expect another to deposit this correspondence
§ on or before the date indicated below with the US Postal Service with
§ sufficient postage as first class mail in an envelope addressed to:
§ Commissioner for Patents, Washington, D.C. 20231.
§ December 5, 2001 Date 
§ Signature

REQUEST FOR CORRECTED FILING RECEIPT

OFFICE OF INITIAL PATENT EXAMINATIONS CUSTOMER SERVICE CENTER
Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The undersigned recently received the original Filing Receipt in connection with the above-identified patent application. The Filing Receipt lists September 1, 2001, as the Filing Date. The correct Filing Date is August 31, 2001. Further, the first named Applicant should be Robert A. Leydier, as indicated in Attachment "A". Accordingly, a corrected Filing Receipt is respectfully requested.

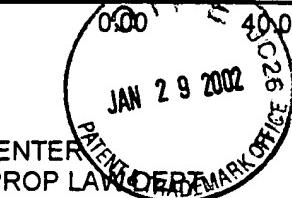
Regarding the incorrect Filing Date, Applicant deposited the application with the United States Postal Service ("USPS") on August 31, 2001. The USPS erroneously inserted September 1, 2001, in the "Date In" box of the Express Mail label. USPS tracking records confirm the correct "Date In" as August 31, 2001. Once Applicant brought to the attention of the USPS the erroneous "Date In" inserted in the Express Mail label by USPS personnel; the USPS re-marked Applicant's copy of the Express Mail label with the official mark of the USPS indicating the receipt date as August 31, 2001. Copies of the USPS tracking records and the Express Mail label bearing the official notation of the USPS are attached. Accordingly and pursuant to 37 C.F.R. § 1.10(d), Applicant requests the Commissioner accord August 31, 2001 as the filing date; such date being the date Applicant deposited the application "in the Express Mail Post Office to Addressee service prior to the last scheduled pickup for that day" and which is now reflected by official USPS notation.

C
O
O
F
P
A
P
E
R
S
O
R
I
G
N
A
L
Y
F
I
L
E
D

UNITED STATES PATENT AND TRADEMARK OFFICE

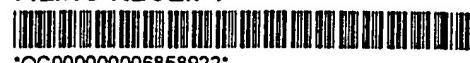
COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/945,123	09/01/2001 08/31/2001	2131	0.00	400048	10	44	2



CONFIRMATION NO. 2062

FILING RECEIPT



OC000000006858922

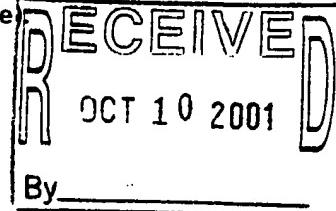
Docketed
Action: <u>Filing Receipt</u>
Due Date: <u>04/5/01</u>
By: <u>202</u> On: <u>10/01/01</u>
Attorney Initials: <u>TD</u>

Date Mailed: 10/05/2001

26751
 SCHLUMBERGER AUSTIN TECHNOLOGY CENTER
 ATTN: PEHR B. JANSSON, INTELLECTUAL PROP LAW DEPT
 8311 NORTH FM 620
 AUSTIN, TX 78726

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s) LEYDIER, Robert A.
Du Castel; Residence Not Provided;
du Castel, Bertrand
 Domestic Priority data as claimed by applicant



Foreign Applications

If Required, Foreign Filing License Granted 10/05/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Voice activated smart card

Preliminary Class

713

LICENSE FOR FOREIGN FILING UNDER



Please type a plus sign (+) inside this box →

COPY OF PAPERS
ORIGINALLY FILED

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

19

Application Number	09/945123
Filing Date	08/31/2001
First Named Inventor	Leydier
Group Art Unit	2131
Examiner Name	Unknown
Attorney Docket Number	40.0048

Attorney Docket Number

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	A. Declaration
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	B. Request for Corrected Filing Receipt
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	C. Return Receipt Postcard (MPEP 503)
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Joseph P. Lally Dewan & Lally, LLP.
Signature	
Date	December 5, 2001

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:

December 5, 2001

Typed or printed name	Joseph P. Lally
Signature	
Date	December 5, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



**COPY OF PAPERS
ORIGINALLY FILED**

PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT	(\$) 1,312.00
--------------------------------	----------------

Complete if Known

Application Number	09/945123
Filing Date	08/31/2001
First Named Inventor	Leydier
Examiner Name	Unknown
Group Art Unit	2131
Attorney Docket No.	40.0048

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	
Deposit Account Name	

- Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
 Applicant claims small entity status. See 37 CFR 1.27

2. Payment Enclosed:

Check Credit card Money Order Other

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105	130	205 65 Surcharge - late filing fee or oath	130.00
127	50	227 25 Surcharge - late provisional filing fee or cover sheet	
139	130	139 130 Non-English specification	
147	2,520	147 2,520 For filing a request for ex parte reexamination	
112	920*	112 920* Requesting publication of SIR prior to Examiner action	
113	1,840*	113 1,840* Requesting publication of SIR after Examiner action	
115	110	215 55 Extension for reply within first month	
116	390	216 195 Extension for reply within second month	
117	890	217 445 Extension for reply within third month	
118	1,390	218 695 Extension for reply within fourth month	
128	1,890	228 945 Extension for reply within fifth month	
119	310	219 155 Notice of Appeal	
120	310	220 155 Filing a brief in support of an appeal	
121	270	221 135 Request for oral hearing	
138	1,510	138 1,510 Petition to institute a public use proceeding	
140	110	240 55 Petition to revive - unavoidable	
141	1,240	241 620 Petition to revive - unintentional	
142	1,240	242 620 Utility issue fee (or reissue)	
143	440	243 220 Design issue fee	
144	600	244 300 Plant issue fee	
122	130	122 130 Petitions to the Commissioner	
123	50	123 50 Processing fee under 37 CFR 1.17(q)	
126	180	126 180 Submission of Information Disclosure Stmt	
581	40	581 40 Recording each patent assignment per property (times number of properties)	40.00
146	710	246 355 Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249 355 For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279 355 Request for Continued Examination (RCE)	
169	900	169 900 Request for expedited examination of a design application	
Other fee (specify) _____			
*or number previously paid, if greater; For Reissues, see above			
Reduced by Basic Filing Fee Paid			SUBTOTAL (3) (\$) 170.00

SUBMITTED BY						Complete (if applicable)
Name (Print/Type)	Signature		Registration No. (Attorney/Agent)	Telephone	Date	
Joseph P. Lally			38,947	512.428.9870		
Signature					December 5, 2001	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.